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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MAY 05 2021

SEAN F. McAVOY, CLERK
DEPUTY
SPOKANE, WASHINGTON

9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

2:21-CR-57-RMP

12 Plaintiff,

INDICTMENT

13 v.

Vio: 18 U.S.C. § 844(i)

14 RIO A. MIRABAL,

Damage by Fire to Building
Used in Interstate and Foreign
Commerce

15 Defendant.

16 18 U.S.C. §§ 982, 844, 28
17 U.S.C. § 2461
18 Forfeiture Allegations

19 The Grand Jury charges:

20 On or about March 18, 2021, in the Eastern District of Washington, the
21 Defendant, RIO A. MIRABAL, did maliciously damage, by means of fire, the
22 building and real property known as the St. Charles Parrish and School, located at
23 4515 North Alberta Street, Spokane, Washington, which real property and building
24 was used in interstate and foreign commerce, and in an activity affecting interstate
25 and foreign commerce, in violation of 18 U.S.C. § 844(i).

26 NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS

27 The allegations contained in this Indictment are hereby realleged and
28 incorporated by reference for the purpose of alleging forfeitures.

1 Pursuant to 18 U.S.C. § 982(a)(2)(B), upon conviction of the offense in
2 violation of 18 U.S.C. § 844, set forth in this Indictment, the Defendant, RIO A.
3 MIRABAL, shall forfeit to the United States of America, any property
4 constituting, or derived from, proceeds obtained, directly or indirectly, as a result
5 of such violation, and pursuant to 18 U.S.C. § 844(c) and 28 U.S.C. § 2461(c), any
6 explosive materials involved or used or intended to be used in the violation.

7 If any of the property described above, as a result of any act or omission of
8 the Defendant:

- 9 a. cannot be located upon the exercise of due diligence;
- 10 b. has been transferred or sold to, or deposited with, a third party;
- 11 c. has been placed beyond the jurisdiction of the court;
- 12 d. has been substantially diminished in value; or
- 13 e. has been commingled with other property which cannot be
- 14 divided without difficulty,

15
16 the United States of America shall be entitled to forfeiture of substitute property
17 pursuant to 21 U.S.C. § 853(p), as incorporated by 18 U.S.C. § 982(b)(1).

18 DATED this 5 day of May 2021.

19
20 A TRUE BILL

21
22
23 Foreperson

24 
25 Joseph H. Harrington
26 Acting United States Attorney

27 
28 Russell E. Smoot
Assistant United States Attorney